

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Garner T. Haupt, Jr.

Application No.: 10/803,185

Group: 1656

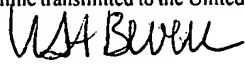
Filed: March 16, 2004

Examiner: Chih Min Kam

Confirmation No.: 5106

For: Methods for Screening HIF Like Ouabain-Resistant  $\text{Na}^+\text{-K}^+\text{-ATPase}$   
Agents



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| <b>CERTIFICATE OF MAILING OR TRANSMISSION</b>   |   |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on: |   |
| October 19, 2006  |  |
| Date  | Signature   |
| Lisa A. Bevere  |   |
| Typed or printed name of person signing certificate   |   |

REPLY TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Restriction Requirement dated August 28, 2006, the claims of Group I (Claims 1-32) drawn to methods and kits for screening a test substance for HIF inhibitory activity of an ouabain-resistant  $\text{Na}^+\text{-K}^+\text{-ATPase}$  are elected for prosecution. Applicant reserves the right to file a continuing application or take such other appropriate action as deemed necessary to protect the non-elected inventions. Applicant does not hereby abandon or waive any rights in the non-elected inventions.

Responsive to the requirement for an election of species for searching purposes, Applicant hereby elects detection of  $\text{Rb}^+$  uptake in liposomes as the species. Claims readable on the elected species are 1-19 and 32.

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An extension of time to respond to the Restriction Requirement is respectfully requested.  
A Petition for an Extension of Time and the appropriate fee are being filed concurrently.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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Dated:

*October 19, 2006*